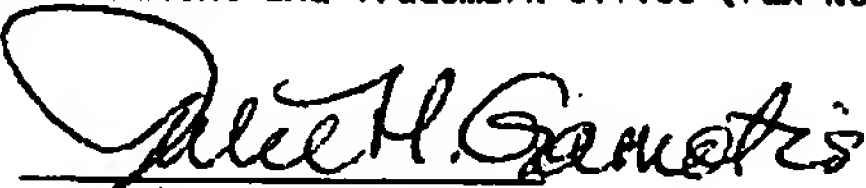


RECEIVED
CENTRAL FAX CENTER
JUN 09 2005

CERTIFICATE OF TRANSMISSION
I hereby certify that this two-page correspondence is being
facsimile transmitted to the Patent and Trademark Office (Fax No.
(703) 872-9306)

On 6/9/05
(Date)


Julie H. Gamotis

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of

VIA FAX: 703-872-9306

FRAAS et al.

Serial No. 08/835,419

Art Unit: 1764

Filed: April 9, 1997

Examiner: A. Doroshenk

For: PRETREATMENT PROCESS TO REMOVE OXYGEN FROM COAL EN ROUTE TO
A COAL PYROLYSIS PROCESS AS A MEANS OF IMPROVING THE QUALITY
OF THE HYDROCARBON LIQUID PRODUCT

PROTEST AND RESPONSE UNDER 37 CFR 1.312

To the Commissioner of Patents and Trademarks

Sir:

In response to the Notice of Allowance mailed May 25, 2005,
kindly reinstate claims 1-4, 6, 9, 11-14, 16, 19, 22, and 23.

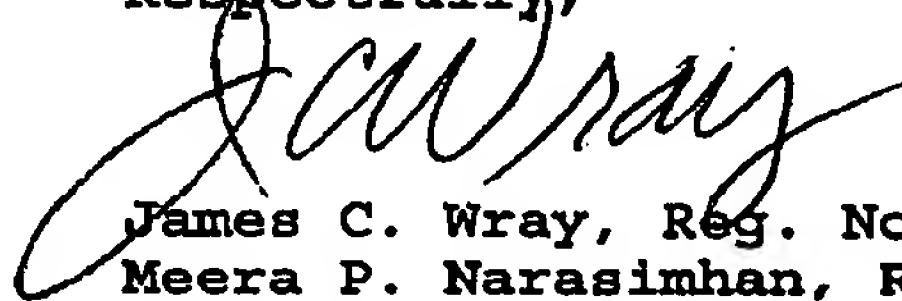
Responsive to a Decision of the Board of Patent Appeals and
Interferences (Board) mailed May 31, 2005 and the Decision on
Appeal mailed January 12, 2005, Applicant filed an Amendment on
April 14, 2005, placing all the claims in condition for
allowance. The Board reversed the Examiner's rejections of
claims 7, 17, 8, 18, 10, 20 and 21. Applicant's Amendment placed
those claims as well as the remaining claims in condition for
allowance.

08/835,419

However, the Examiner has arbitrarily, and without any justification, cancelled claims 1-4, 6, 9, 11-14, 16, 19, 22, and 23. These claims were made dependent on the allowed claims. As dictated by the Federal Circuit, claims dependent on allowed claims are also allowable. See In re Fine, 5 USPQ2d 1596, 1599 (CAFC, 1988).

Since Applicant has presented a novel, unique and non-obvious invention, reinstatement and allowance of all the claims are respectfully requested.

Respectfully,



James C. Wray, Reg. No. 22,693
Meera P. Narasimhan, Reg. No. 40,252
1493 Chain Bridge Road, Suite 300
McLean, Virginia 22101
Tel: (703) 442-4800
Fax: (703) 448-7397

June 9, 2005